

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: October 21, 2009  
Electronic Signature for Robert B. Cohen: /Robert B. Cohen/

Docket No.: MCCAIN-LTD 3.3-005  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

---

In re Patent Application of:	:
Howard et al.	:
Application No.: 10/549,738	: Group Art Unit: 1794
Filed: July 11, 2006	: Examiner: F. C. King
For: POTATO BASED FOOD PRODUCT	:

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Dear Sir:

The following remarks are respectfully submitted in response to the official action mailed May 29, 2009 in connection with the above-captioned U.S. patent application.